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6 Attorneys for Defendant
7 CALIFORNIA FACTORS & FINANCE
(ARIZONA), INC.

8

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11

12 AUDREY L. BESSERMAN,) Case No. 2:11-cv-01340-JAD-VCF
13 Plaintiffs,)
14 v.)
15 CALIFORNIA FACTORS AND FINANCE)
16 (ARIZONA), INC., a Arizona Corporation dba)
17 COMMERCIAL FACTORS of PHOENIX, also)
18 dba; COMMERCIAL FINANCE GROUP, INC.)
19 NATIONWIDE TRANSPORT FINANCE, LLC;)
DOES I through V, and ROE CORPORATIONS)
I through X,)
Defendants.)

21

22 **STIPULATION AND ORDER TO DISMISS WITH PREJUDICE**

23 Defendant, CALIFORNIA FACTORS & FINANCE (ARIZONA), INC. (referred to herein
24 as "California Factors"), by and through counsel, Edgar Carranza, Esq. of the law firm of BACKUS,
25 CARRANZA & BURDEN, and plaintiff, AUDREY BESSERMAN, by and through counsel Althea
26 Gilkey, Esq. and hereby stipulate as follows:

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1. Plaintiff, AUDREY BESSERMAN filed her original complaint on or about August
2 17, 2011, and subsequently filed her first amended complaint on July 19, 2012. Defendant,
3 CALIFORNIA FACTORS & FINANCE (ARIZONA), INC. (referred to herein as "California
4 Factors"), filed its answer to the first amended complaint on or about June 7, 2013.

5 2. On November 20, 2013, Plaintiff filed her second amended complaint. California
6 Factors filed its answer to the second amended complaint on November 22, 2013.
7

8 3. Plaintiff and California Factors (hereinafter referred to as "the Parties") have
9 engaged in limited discovery due to Plaintiff's health.

10 4. The Parties have been able to reach a mutually acceptable resolution to this matter
11 which is more fully memorialized in the Settlement and Release Agreement executed by the
12 Parties contemporaneous to the entry of this dismissal. In pertinent part, the resolution is based on
13 the following material terms:

- 14
- 15 a. Because of her health concerns Plaintiff hereby agrees to dismiss this action
16 with prejudice;

17

 - 18 b. Neither California Factors, nor any related or affiliated person or entity, will
19 be required to pay any monies or other compensation in exchange for the
20 dismissal of this case; and

21

 - 22 c. The Parties will bear their own attorney's fees and costs related to this
23 litigation.

24 5. The parties also hereby stipulate, and this court hereby orders, that this settlement is
25 deemed a good faith settlement pursuant to NRS 17.245. Therefore, any and all claims and
26 potential claims by any other party against California Factors are hereby extinguished.
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1 6. For the above-outlined reasons, the parties hereby stipulate to dismiss the present
2 litigation, with prejudice.

5 DATED this 30th day of June, 2014.

5 DATED this 30th day of June, 2014.

6 BACKUS, CARRANZA & BURDEN

6 Althea Gilkey, Chtd.

9 By: /s/ Edgar Carranza
10 Edgar Carranza, Esq.
11 3050 S. Durango Drive
12 Las Vegas, NV 89117
13 Attorneys for Defendant
14 CALIFORNIA FACTORS & FINANCE
15 (ARIZONA), INC.

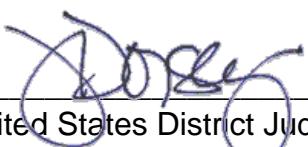
9 By: /s/ Althea Gilkey
10 Althea Gilkey, Esq.
11 2980 S. Rainbow Blvd.
12 Las Vegas, NV 89146
13 Attorneys for Plaintiff
14 AUDREY L. BESSERMAN

14 **ORDER**

15 Based on the parties' stipulation,

16 **IT IS HEREBY ORDERED** that this case is DISMISSED with prejudice, each side
17 to bear its own fees and costs.

18 Dated: June 30, 2014.

19 
20 _____
21 United States District Judge

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